



U.S. Department of Justice

Immigration and Naturalization Service

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OFFICE OF ADMINISTRATIVE APPEALS  
425 Eye Street N.W.  
ULLB, 3rd Floor  
Washington, D.C. 20536



File: [Redacted] Office: Texas Service Center

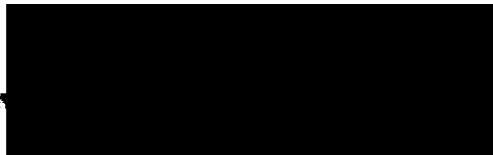
Date:

**FEB 29 2000**

IN RE: Petitioner: [Redacted]  
Applicant: [Redacted]

Application: Application for Change of Nonimmigrant Status Pursuant to 8 C.F.R. 248.3(a)

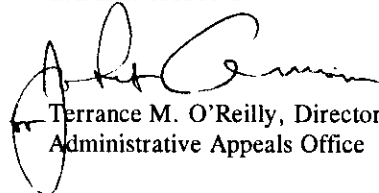
IN BEHALF OF APPLICANT:



**INSTRUCTIONS:**

This is the decision in your case. All documents have been returned to the office which originally decided your case. Any further inquiry must be made to that office.

FOR THE ASSOCIATE COMMISSIONER,  
EXAMINATIONS

  
Terrance M. O'Reilly, Director  
Administrative Appeals Office

**DISCUSSION:** The petition for a nonimmigrant worker was filed as an application for a change of the applicant's status in the United States to that of an E-2 Treaty Investor, pursuant to 8 C.F.R. 248.3(a).

The petition was denied by the Director, Texas Service Center, who incorrectly advised the applicant that the decision could be appealed to the Associate Commissioner for Examinations. The appeal will be rejected.

The regulation at 8 C.F.R. 248.3(g) states:

*Denial of application.* When the application is denied, the applicant shall be notified of the decision and the reasons for the denial. There is no appeal from the denial of the application under this chapter.

**ORDER:** The appeal is rejected.

Identification data deleted to  
prevent clearly unwarranted  
invasion of personal privacy  
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